

September 21, 2016

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on September 21, 2016, 10:00 a.m. Present were Commissioners Fedorchak, Christmann and Kalk.

Minutes

Ms. Fedorchak: I move the minutes of September 7, 9, 2016 be approved.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-16-638

Eric Mueller

Auctioneer

License Application

Ms. Fedorchak: I move the Commission approve the auctioneer license application for Eric Mueller, Omaha, Nebraska.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-196

Northern States Power Company

2015 Electric

Annual Report

Ms. Fedorchak: I move the Commission close Northern States Power Company, 2015 Electric, Annual Report, Case No. PU-16-196.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-621

Otter Tail Power Company

Cando Farmers Grain - Towner County

Public Convenience & Necessity

Ms. Fedorchak: I move the Commission issue a Notice of Opportunity for Hearing in Otter Tail Power Company, Cando Farmers Grain - Towner County, Public Convenience & Necessity, Case No. PU-16-621.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-08-241

FPL Energy Oliver Wind, LLC and FPL

Energy Oliver

Transfer Corridor Cert 92 &

Route Permit 102

Application

Ms. Fedorchak: I move the Commission adopt the corrected Order Granting Transfer of Corridor Certificate No. 92 and Route Permit No. 102 from FPL Energy Oliver County Wind, LLC to FPL Energy Oliver Wind I, LLC, Case No. PU-08-241. Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-703
Montana-Dakota Utilities Co.,
a Division of MDU
Renewable Resource Cost Recovery
Tariff and Rates

Case No. PU-15-704
Montana-Dakota Utilities Co.,
a Division of MDU
Generation Resource Cost Recovery
Tariff and Rates

Case No. PU-16-614
Epping Transmission Company, LLC
12.75-Inch Crude Oil Pipeline -
Williams County
Siting Application

State Mining and Reclamation Award
2016 Award

Case No. AM-16-25
AML Divison 2016 - Wilton Phase 2
Construction
Project

Case No. PU-16-532
USF Use Certification 47 CFR 54.314
(2017)
Compliance

Ms. Fedorchak: I move the Commission grant Montana-Dakota Utilities Co., a division of MDU Resources Group, Inc.'s request for an extension from September 30, 2016 to October 31, 2016 for the filing date of a general electric rate case required under the TERMS OF SETTLEMENT AGREEMENT, provision 4 of the settlement agreements filed in the captioned Case Nos. PU-15-703, and 15-704.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Ms. Fedorchak: I move the Commission deem complete the applications for a certificate of corridor compatibility and a route permit, and further move the Commission issue a Notice of Filings and Public Hearing in Epping Transmission Company, LLC, 12.75-Inch Crude Oil Pipeline – Williams County, Siting Application, Case No. PU-16-614.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Mr. Christmann: I move the Commission present the 2016 North Dakota Award for Excellence in Surface Coal Mining and Reclamation to the Coteau Properties Company.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Mr. Christmann: I move the Commission close out Contract No. AM-757-16 with B & C Concrete Pumping, Inc. for completion of drilling and grouting and close out Contract No. AM-758-16 with GEOSERV, INC. for completion of material testing services, both for the 2016 Wilton Phase 2 AML Project.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Mr. Christmann: I move the Commission adopt the Order on Certifying Use of Federal Universal Services Support in Public Service Commission, USF Use Certification 47 CFR 54.314 (2017), Compliance, Case No. PU-16-532.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-16-612
Hansen-Mueller Co.
Roving Grain Buyer - Omaha, NE
License Application

Mr. Christmann: I move the Commission adopt an order in Case No. GE-16-612 granting the request of Hansen-Mueller Co. of Omaha, Nebraska, to operate as a roving grain buyer in North Dakota.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-624
Otter Tail Power Company
Transmission Facility Cost Recovery
(2017)
Rates

Mr. Kalk: I move the Commission issue a Notice of Opportunity for Hearing and reduce the filing fee to \$10,000, in Otter Tail Power Company's Transmission Facility Cost Recovery (2017), Case No. PU 16-624.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-625
Otter Tail Power Company
41.6 kV & 12.5 kV Rugby Project
Public Convenience & Necessity

Mr. Kalk: I move the Commission assess a filing fee of \$10,000 and issue a Notice of Opportunity for Hearing in Otter Tail Power Company, 41.6 kV & 12.5 kV Rugby Project, Public Convenience & Necessity, Case No. PU-16-625.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. GS-16-634
2017 Federal/State Gas Pipeline
Safety
Grants and Contracts

Mr. Kalk: I move the Commission acknowledge the September 13, 2016 electronic submittal of the 2017 Gas Pipeline Safety Program Base Grant Application in the amount of \$399,310 to the U.S. Department of Transportation, Pipeline and Hazardous Materials Safety Administration, Washington, D.C. for the operation and management of the 2017 North Dakota intrastate gas pipeline safety program, Public Service Commission, 2017 Federal/State Gas Pipeline Safety, Grants and Contracts, Case No. GS-16-634.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-614
Epping Transmission Company, LLC
12.75-Inch Crude Oil Pipeline -
Williams County
Siting Application

Ms. Fedorchak: I move the Commission retain Mitchell D. Armstrong and Brian Schmidt to provide legal services to assist the Commission in processing Epping Transmission Company, LLC, 12.75-Inch Crude Oil Pipeline, Williams County, Siting Application, Case No. PU-16-614.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

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New Hire - Temporary Accountant

Ms. Fedorchak: I move the Commission acknowledge the offer to and acceptance of Jill Steinwand to fill the temporary Accountant position, effective October 10, 2016 under the terms specified in the September 13, 2016 written offer of employment.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 12:02 P.M.


Executive Secretary


JULIE FEDORCHAK, CHAIRMAN